1 2 3 4 5 UNITED STATES DISTRICT COURT 6 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 7 8 BIO MANAGEMENT NORTHWEST INC., et al., CASE NO. C21-724-TL-BAT 9 Plaintiffs, ORDER ADOPTING REPORT AND 10 RECOMMENDATION v. 11 AMERICAN BIO SERVICES, et al., 12 Defendants. 13 Having reviewed the Report and Recommendation of the United States Magistrate Judge 14 Brian A. Tsuchida, and there being no objections, the Court finds and **ORDERS**: 15 (1) The Court **ADOPTS** the Report and Recommendation. 16 (2) Defendants' motion to dismiss, Dkt. 15, is DENIED in-part and is GRANTED 17 in-part. 18 a. The Federal Rule of Civil Procedure 12(b)(1) motion to dismiss for lack of 19 subject matter jurisdiction is **DENIED**. 20 b. The Rule 12(b)(6) motion to dismiss the federal claims is **GRANTED** and 21 supplemental jurisdiction over the state-law claims is **DECLINED**. 22 23 ORDER ADOPTING REPORT AND

RECOMMENDATION - 1

(14) days that corrects the pleading deficiencies regarding the federal claims and omits the state-The parties are **ORDERED** to file a joint status report within **twenty-one (21)** The Clerk is directed to send copies of this Order to the parties and to Judge Vara S. Tana Lin United States District Judge